



DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION
CITY OF CHICAGO

LIQUOR LICENSE PLAN OF OPERATION

Licensee: Tab Restaurants, Inc. DBA – Café Viaggio

Premises: 401-03 W. Fullerton Parkway
Chicago, IL 60645

Application Type: Consumption on Premises – Incidental Activity Liquor License
Account Number 275310,
Site Number 3

Pursuant to Chapter 4-60-040(h) of the City of Chicago Municipal Code, the City of Chicago Local Liquor Control Commission (LLCC) and the above named Licensee have agreed to the issuance of a Consumption on Premises — Incidental Activity liquor license under the following conditions:

1. Licensee agrees and acknowledges that the business premise is located in a consumption on premise liquor license moratorium area pursuant to Chapter 4-60-022(43.6). The moratorium reads, "On Fullerton Parkway, from Lincoln Park West to Cleveland Avenue." Licensee has applied for and has represented to the Local Liquor Control Commission (LLCC) that it will operate as a restaurant in order to satisfy the exception to the moratorium for issuance of a liquor license as authorized by Chapter 4-60-021(c)(1).
2. Pursuant to the representations made by the licensee, the business shall operate as a restaurant where the primary business activity will be the sale and service of food and where alcohol sales and consumption will only be incidental to the food service. At no time will the business be operated in a manner where alcohol sales are the primary activity.
3. Licensee agrees that in the event that the LLCC receives a complaint or other information that the business is being operated not as a restaurant but in a manner where alcohol sales are the primary activity, licensee shall fully cooperate with any investigation and submit any records requested by the LLCC.
4. Licensee agrees that if an investigation by the LLCC reveals that alcohol sales are the primary activity of the business, the Licensee along with counsel shall meet with the LLCC within 30 days of a request to meet. At the meeting Licensee shall provide information to the LLCC that demonstrates that the Licensee is not selling alcohol as its primary business activity. If the Licensee does not provide sufficient information to



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establish that alcohol sales are not the primary activity of the business, Licensee shall be subject to an immediate Cease and Desist order.

5. Licensee agrees and acknowledges that any violation of paragraphs 1 through 4 may result in revocation of all licenses at the location.
6. **Hours of Operation for liquor service:** The Licensee shall cease all sales of alcohol at 12:30 a.m. Patrons on the premises may continue to consume any alcoholic beverages purchased prior to 12:30 a.m. but no new sales of alcohol shall commence after 12:30 a.m. Licensee shall not book any reservations after 11:00 p.m.
7. **Hours of Operation for Outdoor Patio:** The Licensee shall close the outdoor patio area at 10:00 p.m. every night of the week for the first year of operation. No patrons will be seated in the outdoor patio after 10:00 p.m. Patrons already seated prior to 10:00 p.m. will be allowed to remain but Licensee shall monitor noise levels and take proactive steps to alleviate any community complaints. There will be no live or recorded music on the outdoor patio. After the first year, the licensee will seek a modification of hours of operation for the outdoor patio from the LLCC. The LLCC shall take into consideration any complaints from the community, local police and alderman before agreeing to any modification of this condition.
8. The restaurant will not have a "gangster" theme or loud music piping through the establishment.
9. Licensee shall take steps to prevent excessive noise from patrons leaving or entering the premises by posting signs near the exits and entrances, including the outdoor patio that read "Respect Neighbors, Leave Quietly." As patrons leave the establishment at the end of the night, security personnel will also remind patrons to reduce their noise levels. Adequate exterior lighting will be utilized to help deter patrons from becoming boisterous. In addition, the licensee will install Plexiglas along the iron gating on the outdoor patio to assist with noise control.
10. Licensee shall take steps to avoid loitering by patrons by posting signs near the exits, entrances, and around the premises that read "No Loitering." Security personnel onsite will deter patrons from lingering around the premises; there are a number of security personnel inside and outside the establishment helping to disperse patrons if they decide to loiter. Should there be patrons that refuse to stop loitering and become problematic, the incident is documented in the nightly log and the police department is contacted.



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11. The Licensee shall take steps to prevent the accumulation of litter by making an employee responsible for the outside cleaning duties throughout the day and at the end of each night. The employee will be part of the full time staff and will be responsible for picking up any trash that is located in front of, adjacent to, and across the street from the premises of the establishment.
12. The Licensee shall take steps to prevent fighting, public intoxication, unruly behavior, or any other criminal activity by the presence of adequate exterior lighting, and the presence of security personnel to deter patrons from participating in these types of activities. Security personnel are strategically placed at the common exits, and restrooms within the establishment in order to survey the premises and prevent problems. If a patron indicates that he or she is experiencing a problem, security personnel can speak to the patron and attempt to resolve the issue. Security personnel at the entrances enforce occupancy limits at all times. In the unfortunate event that a fight or any criminal activity occurs, the incident is documented in the nightly log and the police department is contacted.
13. The Licensee shall take steps to prevent the congregation of departing patrons in such numbers as to unreasonably impede traffic flow by turning on the lights of the establishment at 1:30 am, so as to give the patrons sufficient time to depart. This tactic prompts patrons to leave in a timely and orderly fashion, and it encourages people to leave within that half hour to prevent everyone leaving at the same time. Licensee shall take steps to prevent liquor from being removed from the premises by patrons by having employees and security personnel located at the common exits. Licensee shall contact cab companies, if need be, to ensure that patrons leave safely.
14. Safety precautions for pedestrians will be addressed through a building attendant who will act as a crossing guard for local residents and any patrons of the establishment. The building attendant will ensure the safe passage of pedestrians walking along the building on Fullerton Park Way as well as pedestrians crossing Fullerton Park Way at Lakeview Avenue. The establishment owner and the building ownership are working together to provide this amenity for the local residents and establishment patrons.
15. The establishment owner has signed a valet contract with Prestige Parking Services of Chicago Inc., as a means to alleviate any parking congestion and provide establishment patrons with non off-street parking. The valet will be using the existing building turnabout driveway on building property, thus leaving traffic and off street parking unaffected by the establishment. The cars will be relocated to 2400 N. Cannon Drive until the establishment patrons are ready to leave at which point the cars will be brought one at a time. The Licensee shall assist patrons requesting taxi services arriving at and departing



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from the licensed premises and ensure that taxis and other vehicles dropping off passengers at the licensed premises do so efficiently so that the flow of street traffic is not disturbed and that the sidewalk on Fullerton Parkway remains free of cars at all times. The Licensee will ensure that no cars will block the sidewalk on Fullerton parkway. The licensee shall also inform patrons of the location and availability of any nearby public parking.

16. The Licensee will take steps to prevent any patron parking in the circular drive.
17. **Occupancy**. The Licensee shall not allow the occupancy of the Premises to exceed the legally permitted occupancy.
18. **Kitchen to Remain Open**. During all hours that the business is open to the public, the Licensee shall offer food preparation and service to its patrons.
19. **Community Participation & Cooperation**. The Licensee shall regularly attend CAPS Beat meetings and agrees to set up and/or attend meetings with the alderman, police commander and community residents or groups to discuss any concerns regarding the operation of the Licensee's business.
20. **Non-Smoking Laws**. The Licensee will enforce all applicable City and State non-smoking laws as they relate to both the interior and the exterior of the Premises.
21. **Alcohol Server Training**. The Licensee agrees that all servers of alcoholic beverages shall undergo and be certified in alcohol-server training via a BASSET or TIPS program.
22. The licensee shall not apply for a Public Place of Amusement license or Late Hour Liquor license.

The conditions of the Consumption on Premises — Incidental Activity liquor license issued pursuant to this Plan of Operation are legally binding and may be enforced by the City of Chicago enforcement authorities under MCC 4-60-040. All other conditions of the license are governed by the City of Chicago Municipal Code. Violation of the above stated conditions may result in the imposition of a fine and/or suspension or revocation of all business licenses issued to the Licensee. Violation of the above stated conditions may also result in the issuance of Cease and Desist Orders prohibiting the activity which violates the conditions of the liquor license.

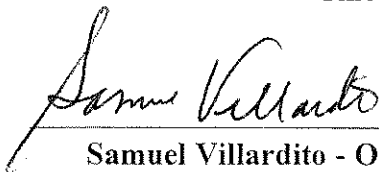


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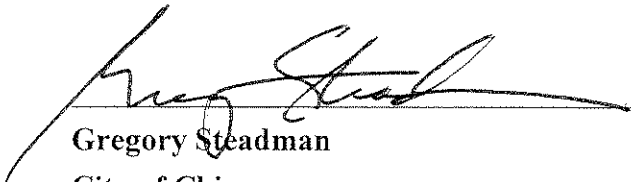
The conditions of the Consumption on Premises — Incidental Activity liquor license issued pursuant to this Plan of Operation shall apply to the business address and License and to all officers, managers, partners, and direct or indirect owners of the licensed entity. The sale of the business to other persons purchasing the stock or membership units of the licensed entity does not void the conditions of the license. Any and all potential new owners of the licensed entity shall be subject to the same conditions set forth in this Plan of Operation.

It shall be the duty of every person conducting, engaging in, maintaining, operating, carrying on or managing the above mentioned business entity to post this liquor license plan of operation next to the Liquor License in a conspicuous place at the business address.

Licensee: Tab Restaurants, Inc. DBA – Café Viaggio
Business Address: 401-03 W. Fullerton Parkway
Chicago, IL 60645



Samuel Villardito - Owner



Gregory Steadman

City of Chicago

Local Liquor Control Commissioner

Signed this Day of May 4th, 2012